

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re:

RTI HOLDING COMPANY, LLC, *et al.*,¹

Debtors.

Chapter 11

Case No. 20-12456 (JTD)

(Jointly Administered)

Re: Docket No. 911

**ORDER GRANTING MOTION FOR LIMITED RELIEF
FROM THE AUTOMATIC STAY TO COLLECT COURT ORDERED FEE
SANCTIONS AGAINST NON-DEBTOR NRD PARTNERS II LP**

Upon consideration of the *Motion for Order Granting Limited Relief from the Automatic Stay to Collect Court Ordered Fee Sanctions against Non-Debtor NRD Partners II, LP* (the “**Motion**)², for entry of an order pursuant to section 362(d)(1) of the Bankruptcy Code granting relief from the automatic stay to resume pending state court litigation to permit Quadre Investments L.P. to collect court ordered fee sanctions from NRD Partners II, L.P.; and it appearing that the Court has jurisdiction to consider the Motion pursuant to 28 U.S.C. §§ 157 and 1334 and the *Amended Standing Order of Reference* from the United States District Court for the District of

¹ The Debtors in these chapter 11 cases and the last four digits of each Debtor’s U.S. tax identification number are as follows: RTI Holding Company, LLC (4966); Ruby Tuesday, Inc. (5239); Ruby Tuesday, LLC (1391); RTBD, LLC (6505); RT of Carroll County, LLC (8836); RT Denver Franchise, L.P. (2621); RT Detroit Franchise, LLC (8738); RT Distributing, LLC (6096); RT Finance, LLC (7242); RT FL Gift Cards, Inc. (2189); RT Florida Equity, LLC (7159); RT Franchise Acquisition, LLC (1438); RT of Fruitland, Inc. (1103); RT Indianapolis Franchise, LLC (6016); RT Jonesboro Club (2726); RT KCMO Franchise, LLC (7020); RT Kentucky Restaurant Holdings, LLC (7435); RT Las Vegas Franchise, LLC (4969); RT Long Island Franchise, LLC (4072); RT of Maryland, LLC (7395); RT Michiana Franchise, LLC (8739); RT Michigan Franchise, LLC (8760); RT Minneapolis Franchise, LLC (2746); RT Minneapolis Holdings, LLC (7189); RT New England Franchise, LLC (4970); RT New Hampshire Restaurant Holdings, LLC (7438); RT New York Franchise, LLC (1154); RT Omaha Franchise, LLC (7442); RT Omaha Holdings, LLC (8647); RT One Percent Holdings, LLC (6689); RT One Percent Holdings II, LLC (2817); RT Orlando Franchise, LP (5105); RT Restaurant Services, LLC (7283); RT South Florida Franchise, LP (3535); RT Southwest Franchise, LLC (9715); RT St. Louis Franchise, LLC (6010); RT Tampa Franchise, LP (5290); RT Western Missouri Franchise, LLC (6082); RT West Palm Beach Franchise, LP (0359); RTTA, LP (0035); RTT Texas, Inc. (2461); RTTT, LLC (9194); Ruby Tuesday of Allegany County, Inc. (8011); Ruby Tuesday of Bryant, Inc. (6703); Ruby Tuesday of Columbia, Inc. (4091); Ruby Tuesday of Frederick, Inc. (4249); Ruby Tuesday of Linthicum, Inc. (8716); Ruby Tuesday of Marley Station, Inc. (1641); Ruby Tuesday of Pocomoke City, Inc. (0472); Ruby Tuesday of Russellville, Inc. (1601); and Ruby Tuesday of Salisbury, Inc. (5432). The Debtors’ mailing address is 333 East Broadway Ave., Maryville, TN 37804.

² Any capitalized term used, but not defined herein, shall have the same meaning ascribed to it within the Motion.

Delaware, dated February 29, 2012; the Court having determined that venue is proper under 28 U.S.C. § 1409; this is a core proceeding pursuant to 28 U.S.C. § 157(a); and the Court having determined that proper and adequate notice of the Motion has been given and that no other or further notice is required; and it further appearing that any objection to the Motion having been filed is resolved or overruled; and it further appearing that the relief requested in the Motion is reasonable and necessary; and after due deliberation thereon; and good and sufficient cause appearing therefore:

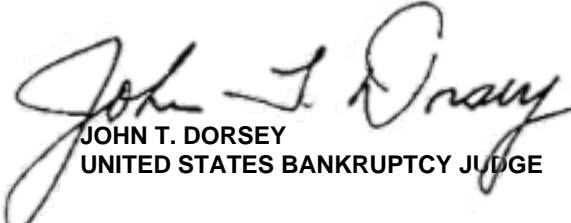
IT IS HEREBY ORDERED, ADJUDGED, AND DECREED THAT:

1. The Motion is GRANTED as set forth herein.
2. The automatic stay imposed by section 362(a) of the Bankruptcy Code is hereby modified to permit Quadre Investments, L.P. to immediately resume the Appraisal Litigation styled as *Ruby Tuesday, Inc. v. Cede & Co., et al.* (Case No. 2018CV-304101) for the limited purpose to pursue collection of its attorneys' fees from NRD Partners II, L.P. as ordered by the Superior Court of Fulton County at the Contempt Motion Hearing, and nothing in the *First Amended Joint Chapter 11 Plan of Ruby Tuesday, Inc. and its Debtor Affiliates* (and as may be subsequently amended) or any order confirming same, including any release, discharge or injunction provisions therein, shall limit or prejudice Quadre Investments, L.P. in this respect.
3. Except as set forth in paragraph 2, nothing in this Order shall prejudice or limit the rights of NRD Partners II, L.P. to challenge or object to the validity, characterization, allowability, or amount of the attorneys' fees or other sanctions sought by Quadre Investments, L.P. in the Appraisal Litigation.

4. This Order shall become effective immediately upon entry by the Court and is not subject to the fourteen-day stay provided in Rule 4001(a)(3) of the Federal Rules of Bankruptcy Procedure.

5. The Court shall, and hereby does, retain jurisdiction with respect to all matters arising from or related to the implementation of this Order.

Dated: February 2nd, 2021
Wilmington, Delaware


JOHN T. DORSEY
UNITED STATES BANKRUPTCY JUDGE